CASE NBR: [88105276]-CFW STATUS: [ ]
SHORT TITLE: ~~McKenzie~~ Duncan [
VERSUS [McCormick, Warden, et al.] DATE DOCKETED: [08/08/88]

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DATE	NOTE	PROCEEDINGS & ORDERS
Aug 8 1988		Petition for writ of certiorari and motion for leave to proceed in forma pauperis filed.
Sep 14 1988		Brief of respondents Jack McCormick, Warden, et al. in opposition filed.
Sep 22 1988		DISTRIBUTED. October 7, 1988
Oct 11 1988		The petition for a writ of certiorari is denied. Justice Brennan, dissenting: Adhering to my view that the death penalty is in all circumstances cruel and unusual punishment prohibited by the Eighth and Fourteenth Amendments, Gregg v. Georgia, 428 U.S. 153, 227 (1976), I would grant certiorari and vacate the death sentence in this case. Dissenting opinion by Justice Marshall. (Detached opinion.) Justice Kennedy OUT.
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Command: [ ]